

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN**

BRIGITTE STELZER,)	
)	
Plaintiff,)	
)	Case No. 3:19-cv-00547
v.)	
)	Judge James D. Peterson
INDUSTRIAL MEDIA, LLP,)	
)	Magistrate Judge Stephen L. Crocker
)	
Defendant.)	

**MOTION TO STAY OR EXTEND THE DEADLINE
FOR FILING PRE-TRIAL SUBMISSIONS**

Defendant Industrial Media, LLP (“Industrial Media”) respectfully moves the Court to stay the parties’ submission of pre-trial materials (Rule 26(a)(3) Disclosures and Motions *in Limine*) until the parties have an opportunity to participate in a mediation session with Magistrate Judge Crocker or, alternatively, to extend the deadline for filing the pre-trial submissions to August 7, 2020 if the Plaintiff refuses to participate in a mediation or Magistrate Judge Crocker does not believe judicial resources should be dedicated to a mediation session.

1. On July 1, 2020, the Court struck the August 17, 2020 trial date because of a conflict with another trial and stated Magistrate Judge Stephen Crocker would hold a scheduling conference to set a new trial date. (Dkt. 15.)

2. The status conference has yet to occur so a new trial date has not been set.

3. Just prior to the July 1, 2020 Order, Industrial Media tendered a pre-trial settlement letter to Magistrate Crocker on June 29, 2020 in which it requested that the parties participate in a mediation session because the costs of trial preparation were certain to exceed the amount in controversy. To Industrial Media’s knowledge, Plaintiff did not submit a settlement letter by the July 10, 2020 deadline for doing so and a mediation session has yet to be scheduled.

4. Industrial Media remains committed to participating in a mediation and believes this case should be resolved to avoid excess costs and the inefficient use of judicial resources.

5. Accordingly, Industrial Media moves the Court to stay the filing of the pre-trial materials that are due today, July 17, until the parties have attempted to settle the case in a mediation session, preferably one handled by Magistrate Crocker.

6. Alternatively, if the Court is unwilling to stay the deadline given the uncertainty of scheduling a mediation session, Industrial Media moves the Court to extend by twenty-one (21) days the deadline for filing pre-trial materials.

7. Industrial Media files this Motion in the interest of avoiding the undue expenditure of fees and use of judicial resources in pre-trial motion practice, not for the purpose of unduly delaying the progress of the case.

WHEREFORE, Industrial Media moves the Court to:

- (i) Stay the parties' submission of pre-trial materials until the parties have an opportunity to participate in a mediation session with Magistrate Judge Crocker;
or,
- (ii) Alternatively, to extend the deadline for filing the pre-trial submissions to August 7, 2020 if the Plaintiff refuses to participate in a mediation session or Magistrate Judge Crocker does not believe judicial resources should be dedicated to a mediation session.

Date: July 17, 2020

Respectfully submitted,

INDUSTRIAL MEDIA, LLP

By: /s/ Steven P. Mandell

One of its attorneys

Steven P. Mandell
smandell@mandellmenkes.com
Mandell Menkes LLC
1 North Franklin Street, Suite 3600
Chicago, IL 60606
Tel: (312) 251-1000
Attorneys for Industrial Media, LLP

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that a true and correct copy of the foregoing has been served on July 17, 2020 via Court's CM/ECF system on all counsel of record who have consented to electronic service.

/s/ Steven P. Mandell